

April 12, 1973

SPEAKER: Is there further discussion of Senator Keyes' amendment? Are you ready for the question? Question is shall the Keyes amendment be adopted? All those in favor say aye. Those opposed no. The amendment is adopted. Mr. Clerk, are there further amendments?

CLERK: None.

SPEAKER: Senator Kremer, what will you do with the bill?

SENATOR KREMER: Now, Mr. Chairman, the Public Works Committee took this bill at the request of Senator Keyes. He had wanted to introduce this bill and because of his illness, he was not here when the day of limitations came about the 20th day so the committee took it so I think I would like to yield to Senator Keyes to explain the bill and to move its advancement.

SENATOR KEYES: Well Mr. President and fellow Senators.

SPEAKER: Senator Keyes.

SENATOR KEYES: In counties that are developing, in factories, places of business are coming out and the county is developing the road by this, all this does, it simply gives the county the same controls as the State has now on its state roads. Our county asked for this, they thought it would be something that would be valuable, probably doesn't affect too many counties unless you're in a developing county so I move for the adoption of this and go ahead. It should be non controversial.

SPEAKER: Senator Whitney.

SENATOR WHITNEY: Mr. President, I just have a question of Senator Keyes. Let's assume that you have Interstate Highway and the--a person has built a filling station within the zone where the State would not permit entry. Now does this give the county priority rights over the State such that this person can have entry despite what the State has ruled with reference to the proper distance from say an Interstate Highway? Could you answer that question, Senator Keyes?

SPEAKER: Senator Keyes.

SENATOR KEYES: Don't believe I'm on--now, Senator Whitney, this has nothing to do with what the State or on the Interstate which is controlled partially by the Federal Government. This only says, this only deals with county roads. It does not supersede state highways whatsoever. It just simply says that county roads shall have the same control as the State has on their own roads, no overlapping authority at all.

SENATOR WHITNEY: Another question, Senator Keyes. What if this is on a county road where the State has said that you shall not have a, say a filling station within so many feet of the Interstate? Now this is on a county road. Now does this bill give authority to that county to overrule the ru--regulations of the State

(End of Belt #6)